

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 1250 OF 2006

Usha Arun Singh ... Petitioner

V/s.

The President, The Bharat Education Society, Mumbai & Ors. ... Respondents

Mr. A.N. Maniyar for the petitioner.
Mr. P.N. Shastri for respondent Nos. 1 & 2.
Mr. M.D. Naik, AGP for respondent No. 3.

**CORAM : F.I. REBELLO &
ANOOP V. MOHTA, JJ.
DATED : 8th December, 2006**

P.C.

Rule. Heard forthwith.

2. The grievance of the petitioner is that though she was appointed to the post in the academic year 2000-2001, she has not been paid salary. The grievance of the management is that the State has not released salary though they had not appointed any other person to that post.

On behalf of the State- respondent, the learned counsel points out that there was some misunderstanding, inasmuch as it was assumed that the petitioner was appointed for the first time in the year 2000-2001 in which event she has to be appointed as a Shikshan Sevak. However, having coming to

realise that the petitioner was appointed earlier in the academic year 1999, the mistake has been realised and corrected and the salary of the petitioner is being released. Considering the above, respondent Nos.3 & 4 to grant approval for the appointment of the petitioner for the academic year 2000-2001 within four weeks from today. Respondent No.1 & 2 to submit necessary salary bills to respondent No.4 within four weeks thereafter. Respondent Nos.3 & 4 thereafter to release salary as per law at any rate not later than four weeks from the receipt of salary bills from respondent Nos. 1 & 2.

3. If the petitioner has received any advances from the respondent Nos. 1 & 2 towards salary for the period 2000-2001, the petitioner to reimburse the said amount to respondent No.1 within two weeks of receiving the said salary.

4. Rule made absolute. No order as to costs.

[F.I. REBELLO, J.]

[ANOOB V. MOHTA, J.]